IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

FRIDAY, THE TWENTY EIGHTH DAY OF JULY
TWO THOUSAND AND SIX

PRESENT

THE HON'BLE SRI JUSTICE B.PRAKASH RAO

and

THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

Writ Appeal No.2061 of 2005

Between:

NFC Employees' Trade Union Congress, Reg.No.A-2482,
Rep. by its Secretary, Sri A.Sudershan

..... PETITIONER

AND

1. Nuclear Fuel Complex,
   rep. by its Chief Executive,
   ECIL Post, Hyderabad, and 3 others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE B.PRAKASH RAO

and

THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

Writ Appeal No.2061 of 2006

JUDGMENT: ***(Per Hon'ble Sri Justice B.Prakash Rao)***

Heard both sides.

This appeal is filed at the instance of the appellant-NFC Employees' Trade Union Congress, represented by Secretary as against the dismissal of the Writ Petition wherein the question that arose for consideration was as to whether the members could avail remedies for the benefits under the normal industrial legislations.

After hearing the learned counsel for the petitioner-union, it is submitted by the learned Assistant Solicitor General appearing on behalf of the respondents that there is no dispute with regard to the status of the employees of the Nuclear Fuel Complex that they have to be treated as Government servants. In support of the same, he filed letter No.NFC/Vig/06/02(14)/2006/130, dated 28-07-2006.

In view of the same, the Writ Petition itself is not maintainable. The Writ Appeal is dismissed

with liberty to the appellant-Union to avail the appropriate remedy available by approaching the Administrative Tribunal as per the principles laid down in the judgment of the Supreme Court reported in ***L.Chandra Kumar vs. Union of India***[1]. No costs.

(B.Prakash Rao, J)

28th July, 2006

(Ramesh Ranganathan, J)

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[1] **AIR 1997 SCC 1125**